

PMH
Santee, CA

**UNITED STATES OF AMERICA
BEFORE THE NATIONAL LABOR RELATIONS BOARD**

PRO WORKS CONTRACTING, INC.

and

**Cases 21-CA-120477
21-CA-121946**

**IRON WORKERS LOCAL 229, INTERNATIONAL
ASSOCIATION OF BRIDGE, STRUCTURAL,
ORNAMENTAL AND REINFORCING IRON
WORKERS, AFL-CIO**

ORDER DENYING MOTION FOR RECONSIDERATION

On January 27, 2015, the National Labor Relations Board, by a three-member panel, issued a Decision and Order in this proceeding.¹ The Board granted the General Counsel's Motion for Default Judgment and found that the Respondent violated Section 8(a)(3) and (1) of the Act by discharging three employees and violated Section 8(a)(1) by threatening and interrogating employees and making other unlawful statements.

On February 5, 2015, Iron Workers Local 229, International Association of Bridge, Structural, Ornamental and Reinforcing Iron Workers (the Union) filed a motion for reconsideration.

The Board has delegated its authority in this proceeding to a three-member panel.

In its motion, the Union asserts that the Board erred in failing to require the Respondent to provide mail notice to all employees who worked for the Respondent during the period from the first unfair labor practice until the posting of the notice. The Union had requested this remedy, among others, in its joinder to the General Counsel's

¹ 362 NLRB No. 2.

Motion for Default Judgment. The Union contends that all employees who were affected by the Respondent's unfair labor practices should receive mail notice and that employers will rely on the Board's decision to argue for similarly limited mail notice in all cases.

In the underlying decision, the Board addressed the additional remedies requested by the Union and denied them, finding that the Union had failed to show that they were "needed to remedy the effects of the Respondent's unfair labor practices."

362 NLRB No. 2, slip op. at 3 fn. 1.

Having duly considered the matter, the Board finds that the Union's motion fails to present "extraordinary circumstances" warranting reconsideration under Section 102.48(d)(1) of the Board's Rules and Regulations. Specifically, the Union has raised no substantial argument not previously considered by the Board. Accordingly, we shall deny the motion.

IT IS ORDERED, therefore, that the motion is denied.

Dated, Washington, D.C., June 17 2015.

Mark Gaston Pearce, Chairman

Philip A. Miscimarra, Member

Kent Y. Hirozawa, Member

(SEAL)

NATIONAL LABOR RELATIONS BOARD